

STATUS OF FORCES AGREEMENT
BETWEEN
THE GOVERNMENT OF THE REPUBLIC OF DJIBOUTI
AND
THE GOVERNMENT OF THE UNITED STATES OF AMERICA

PREAMBLE

THE GOVERNMENT OF THE REPUBLIC OF DJIBOUTI AND THE GOVERNMENT OF THE UNITED STATES OF AMERICA (HEREINAFTER REFERRED TO AS THE "PARTIES"), RECOGNIZE THE IMPORTANCE OF CLOSER COOPERATION BETWEEN OUR TWO COUNTRIES, AND FURTHER RECOGNIZE THAT THE FOLLOWING PRINCIPLES AND UNDERSTANDINGS ARE INTENDED TO ENHANCE THE COOPERATION BETWEEN THE PARTIES IN FURTHERANCE OF THE OBJECTIVES OF THIS AGREEMENT:

1. THE PARTIES RECOGNIZE THE INDEPENDENCE AND SOVEREIGNTY OF DJIBOUTI AS MATTERS OF THE HIGHEST IMPORTANCE;
2. THE PARTIES RECOGNIZE THE IMPORTANCE OF THIS AGREEMENT TO THEIR BILATERAL INTERESTS, REGIONAL PEACE AND SECURITY, AND HUMANITARIAN UNDERTAKINGS;
3. THE PARTIES REAFFIRM THAT THE PRINCIPLES OF MUTUAL RESPECT, FRIENDSHIP, GOOD FAITH, PARTNERSHIP AND COOPERATION WILL GUIDE THE IMPLEMENTATION OF THIS AGREEMENT;

THEREFORE, THE PARTIES HAVE AGREED AS FOLLOWS:

ARTICLE I

1. UNITED STATES MILITARY AND CIVILIAN PERSONNEL OF THE DEPARTMENT OF DEFENSE WHO MAY BE TEMPORARILY PRESENT IN THE REPUBLIC OF DJIBOUTI IN CONNECTION WITH TRAINING, HUMANITARIAN RELIEF OPERATIONS, EXERCISES, AND OTHER AGREED ACTIVITIES SHALL BE ACCORDED THE STATUS EQUIVALENT TO THAT ACCORDED TO ADMINISTRATIVE AND TECHNICAL STAFF OF THE UNITED STATES EMBASSY IN DJIBOUTI UNDER THE VIENNA CONVENTION ON DIPLOMATIC RELATIONS OF APRIL 18, 1961.

ii. SUCH PERSONNEL MAY ENTER AND EXIT THE REPUBLIC OF DJIBOUTI WITH UNITED STATES IDENTIFICATION AND WITH COLLECTIVE MOVEMENT OR INDIVIDUAL TRAVEL ORDERS.

iii. SUCH PERSONNEL SHALL BE AUTHORIZED TO WEAR UNIFORMS WHILE PERFORMING OFFICIAL DUTIES AND TO CARRY ARMS WHILE ON DUTY IF AUTHORIZED TO DO SO BY THEIR ORDERS.

ARTICLE II

1. THE GOVERNMENT OF THE REPUBLIC OF DJIBOUTI SHALL ACCORD DUTY-FREE IMPORTATION AND EXPORTATION AS WELL AS EXEMPTION FROM INTERNAL TAXATION OF PRODUCTS, PROPERTY, MATERIAL, AND EQUIPMENT IMPORTED INTO OR ACQUIRED IN THE REPUBLIC OF DJIBOUTI BY OR FOR THE UNITED STATES GOVERNMENT IN CONNECTION WITH ITS OFFICIAL DUTIES.

ii. VEHICLES, VESSELS, AND AIRCRAFT OWNED OR OPERATED BY OR EXCLUSIVELY FOR THE UNITED STATES ARMED FORCES SHALL NOT BE SUBJECT TO THE PAYMENT OF LANDING OR PORT FEES, PILOTAGE CHARGES, NAVIGATION, OVERFLIGHT, PARKING CHARGES OR LIGHT AND HARBOR DUES WHILE IN THE REPUBLIC OF DJIBOUTI; HOWEVER, THE UNITED STATES ARMED FORCES SHALL PAY REASONABLE CHARGES FOR SERVICES REQUESTED AND RECEIVED.

ARTICLE III

1. BOTH PARTIES SHALL WAIVE ANY AND ALL CLAIMS (OTHER THAN CONTRACTUAL CLAIMS) AGAINST EACH OTHER FOR DAMAGE, LOSS OR DESTRUCTION OF THE OTHER'S PROPERTY OR INJURY TO OR DEATH OF PERSONNEL OF THE PARTIES ARISING OUT OF THE PERFORMANCE OF THEIR OFFICIAL DUTIES.

ii. THE GOVERNMENT OF THE REPUBLIC OF DJIBOUTI RECOGNIZES THAT IT IS AT ALL TIMES RESPONSIBLE FOR ENSURING THAT APPROPRIATE PRECAUTIONARY MEASURES ARE TAKEN TO DETER INDIVIDUALS WHO MIGHT OTHERWISE ENTER AREAS WHERE MINES OR MINE CLEARANCE MATERIALS MIGHT EXIST FROM ENTERING INTO THOSE AREAS.

ARTICLE IV

THIS AGREEMENT SHALL ENTER INTO FORCE UPON SIGNATURE OF BOTH PARTIES.

DONE AT WASHINGTON, D.C. THIS TWENTIETH DAY OF DECEMBER, 2001, IN
DUPLICATE IN THE ENGLISH LANGUAGE.



FOR THE GOVERNMENT OF THE
REPUBLIC OF DJIBOUTI:



FOR THE GOVERNMENT OF THE
UNITED STATES OF AMERICA:

The Department of State refers the Embassy of the Republic of Djibouti to the Status of Forces Agreement between our two countries concluded in Washington, D.C. on December 20, 2001.

The Department informs the Embassy that, notwithstanding the provisions contained in the aforementioned Status of Forces Agreement, it has been determined that Ambouli International Airport is a commercial airport and, as such, United States state aircraft will pay reasonable fees, based upon International Civil Aviation Organization (ICAO) standards, for parking and landing at this field upon receipt of an itemized invoice, so long as Ambouli International Airport remains a commercial airport.

This note replaces the diplomatic note of the U.S. Embassy in Djibouti of April 16, 2001.

Department of State,

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Washington, December 20, 2001

DIPLOMATIC NOTE